

CASE IA/3-22332/PCT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE PCT NATIONAL STAGE APPLICATION OF
JONATHAN HUGHES
INTERNATIONAL APPLICATION NO. PCT/EP 03/08295
FILED: JULY 28, 2003
FOR: PRODUCTION OF A FERMENTATION
PRODUCT
U.S. APPLICATION NO: 10/523,230
35 USC 371 DATE: JANUARY 31, 2005

Group Art Unit: 1651
Examiner: Sheridan R. Macauley

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

IMPROPER REQUEST FOR CONTINUATION

Sir:

An improper request was made for continuation on November 11, 2009. This RCE should have been submitted as an Amendment in reply to the Office Action sent on August 14th, 2009. The RCE was accompanied by a reply to the non-final Office action. Therefore, according to the Office communication mailed on December 17, 2009, the reply will be entered and considered under 37 CFR 1.111. This response is timely up to and including January 14, 2010.

The Commissioner is authorized to charge any fee due, or credit any overcharge, as a result of this Amendment to Deposit Account No. 03-1935.

In the event that minor amendments will further prosecution, Applicants request that the examiner contact the undersigned representative.

Respectfully submitted,



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Reg. No. 56,221

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Enclosure: Copy of Improper Request for Continued Examination.